

1 JEFFREY H. NEWHOUSE, VA Bar No. 88402
2 jeffrey.newhouse@jacksonlewis.com
3 JACKSON LEWIS P.C.
4 701 East Byrd Street, 17th Floor
5 Richmond, VA 23219
6 Telephone: (804) 649-0404
7 Facsimile: (804) 649-0403
8 Appearng *Pro Hac Vice*

9
10 DAVID S. BRADSHAW, CA Bar No. 44888
11 bradshawd@jacksonlewis.com
12 JACKSON LEWIS P.C.
13 400 Capitol Mall, Suite 1600
14 Sacramento, CA 95814
15 Telephone: (916) 341-0404
16 Facsimile: (916) 341-0141

17 Attorneys for Defendant
18 XPO LAST MILE, INC.

19
20 UNITED STATES DISTRICT COURT
21 NORTHERN DISTRICT OF CALIFORNIA
22 SAN FRANCISCO DIVISION

23 RAMON GARCIA, an individual;
24 VICTOR RAMIREZ, an individual;
25 ADRIAN VALENTE, an individual;
26 MARIO PINON, an individual;
27 MYNOR CABRERA, an individual;
28 Individually, and on Behalf of All Similarly
Situated Individuals,

Plaintiffs,

v.

MACY'S WEST STORES, INC.,
an Ohio corporation; JOSEPH ELETTO
TRANSFER, INC., a New York corporation;
XPO LOGISTICS, LLC, an Ohio corporation;
and DOES 1 through 25, Inclusive,

Defendants.

Case No. 3:16-cv-04440-WHO

CLASS ACTION

**DEFENDANT XPO LAST MILE, INC.'S
NOTICE OF SUBSTITUTION OF
COUNSEL; ORDER**

29 ////

30 ////

31 ////

32 ////

1 TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 NOTICE IS HEREBY GIVEN that, subject to approval by the Court pursuant to Civil
3 Local Rule 11-5, Defendant XPO Last Mile, Inc. ("XPO") hereby moves the Court for an order
4 allowing the law firm of Ogletree, Deakins, Nash, Smoak & Stewart, P.C., including James Clay
5 Rollins, Susan Tianyan Ye and Becki Diana Graham to WITHDRAW as attorneys for XPO in
6 this action and SUBSTITUTE Jackson Lewis P.C. as the law firm representing XPO in this
7 action. Jeffrey H. Newhouse continues to represent XPO in this action as the lead attorney of
8 record, and was previously admitted *pro hac vice* (ECF No. 27). David S. Bradshaw of Jackson
9 Lewis, P.C., an attorney who is a member of the bar of this Court in good standing and who
10 maintains an office within the State of California, has agreed to serve as California counsel. The
11 new contact information for Mr. Newhouse is as follows:

12 JEFFREY H. NEWHOUSE, VA Bar No. 88402
13 jeffrey.newhouse@jacksonlewis.com
14 JACKSON LEWIS P.C.
15 701 East Byrd Street, 17th Floor
Richmond, VA 23219
Telephone: (804) 649-0404
Facsimile: (804) 649-0403

16 Mr. Bradshaw's contact information is as follows:

17 DAVID S. BRADSHAW, CA Bar No. 44888
18 bradshawd@jacksonlewis.com
19 JACKSON LEWIS P.C.
20 400 Capitol Mall, Suite 1600
Sacramento, CA 95814
Telephone: (916) 341-0404
Facsimile: (916) 341-0141

21 All parties consent to the requested substitution as follows:

22 I consent to the above substitution.

23 DATED: April 11, 2017

XPO LAST MILE, INC.

25 By: /s/ Benjamin Faino
26 Benjamin Faino

27 ///

28 ///

1 ///

2 I consent to being substituted.

3 DATED: April 11, 2017

OGLETREE, DEAKINS, NASH
SMOAK & STEWART, P.C.

4

5

By: /s/ Becki Diana Graham
Becki Diana Graham

7 I consent to the above substitution.

8 DATED: April 11, 2017

JACKSON LEWIS P.C.

9

10

By: /s/ Jeffrey H. Newhouse
Jeffrey H. Newhouse

11

LOCAL RULE 5-1 ATTESTATION

13 Pursuant to Civil Local Rule 5-1(i)(3), I hereby certify that the concurrence in the filing of
14 this document has been obtained from each of the other signatories shown above.

15 Dated: April 11, 2017

JACKSON LEWIS P.C.

16

17

By: /s/ Jeffrey H. Newhouse
Jeffrey H. Newhouse

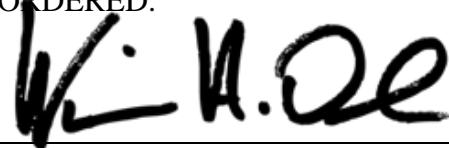
18

19

ORDER

20 The substitution of counsel is hereby approved and so ORDERED.

21 Dated: April 12, 2017


Hon. William H. Orrick
United States District Judge

22

23

24

25

26

27

28